

HUMAN SERVICES DEPARTMENT[441]

Adopted and Filed Emergency

Pursuant to the authority of Iowa Code section 249A.4, the Department of Human Services amends Chapter 92, "IowaCare," Iowa Administrative Code.

This amendment expands the uses of the funding pool created to reimburse Broadlawns Medical Center for services outside the scope of the IowaCare program provided to IowaCare members. For state fiscal year 2013, Broadlawns has again transferred \$4 million of Polk County property tax funds to the state. Due to this transfer, those funds are no longer available for providing noncovered services to IowaCare members residing in Polk County. The General Assembly has appropriated \$4 million from IowaCare funding for Broadlawns to reimburse the hospital for podiatry services, optometric services and durable medical equipment to IowaCare members in addition to the outpatient prescription drugs and podiatry services that were reimbursed during state fiscal year 2012.

The Council on Human Services adopted these amendments on June 13, 2012.

In compliance with Iowa Code section 17A.4(3), the Department finds that notice and public participation are unnecessary because this amendment merely implements the specific changes enacted in appropriations legislation.

The Department also finds that this amendment confers a benefit by supplementing the funding available for IowaCare services in Polk County. Therefore, this amendment is filed pursuant to Iowa Code section 17A.5(2)"b"(2), and the normal effective date of the amendment is waived.

This amendment does not provide for waivers in specified situations because it benefits the persons affected and the payment conditions are set in legislation, which the Department has no authority to waive.

After analysis and review of this rule making, no impact on jobs has been found.

This amendment implements 2011 Iowa Acts, chapter 129, section 146, subsection 4, as amended by 2012 Iowa Acts, Senate File 2336, section 43.

This amendment became effective on July 1, 2012.

The following amendment is adopted.

Amend subrule 92.8(9) as follows:

92.8(9) ~~Outpatient prescription drugs and podiatry~~ Other services provided by Broadlawns Medical Center. ~~Effective November 1, 2011,~~ Broadlawns Medical Center shall be reimbursed for outpatient prescription drugs, ~~and podiatry services,~~ optometric services, and durable medical equipment provided to members of the expansion population. Payment is limited to the amount of funds appropriated for this purpose.

[Filed Emergency 6/18/12, effective 7/1/12]

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